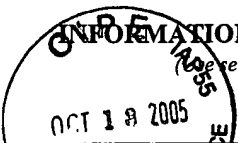


CFY

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. (Z) 01049 P US	
In Re Application Of: Luthardt					
Application No. 10/696,674	Filing Date 10/27/2003	Examiner	Customer No.	Group Art Unit 2872	Confirmation No.
Title: Binoculars, Particularly Pocket Binoculars					
<p>Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p> <p>37 CFR 1.97(b)</p> <p>1. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p>37 CFR 1.97(c)</p> <p>2. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p><input type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p>OR</p> <p><input checked="" type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p>					

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. (Z) 01049 P US	
In Re Application: Luthardt					
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/696,674	10/27/2003			2872	
Title: Binoculars, Particularly Pocket Binoculars					
<div style="text-align: center;"> Payment of Fee (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p)) </div> <div style="margin-top: 10px;"> <input type="checkbox"/> A check in the amount of \$180.00 is attached. <input type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. as described below. <div style="margin-left: 20px;"> <input type="checkbox"/> Charge the amount of <input type="checkbox"/> Credit any overpayment. <input type="checkbox"/> Charge any additional fee required. </div> <input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. </div> <div style="margin-top: 10px;"> WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. </div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p style="text-align: center;">Certificate of Transmission by Facsimile*</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____) </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> _____ (Date) </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> _____ Signature </div> <div style="border: 1px solid black; padding: 5px;"> _____ Typed or Printed Name of Person Signing Certificate </div> </div> <div style="width: 45%;"> <p style="text-align: center;">Certificate of Mailing by First Class Mail</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> October 5, 2005 _____ (Date) </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> Signature of Person Mailing Correspondence </div> <div style="border: 1px solid black; padding: 5px;"> M. Robert Kestenbaum Typed or Printed Name of Person Mailing Certificate </div> </div> </div> <div style="margin-top: 10px;"> <p>*This certificate may only be used if paying by deposit account.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 40%;"> _____ Signature </div> <div style="width: 50%;"> Dated: October 5, 2005 </div> </div> <div style="margin-top: 10px;"> M. Robert Kestenbaum Reg. No. 20.430 11011 Bermuda Dunes NE Albuquerque, NM USA 87111 Phone (505) 323-0771 Fax (505) 323-0865 </div> </div>					
CC:					

 <p>INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)</p>	Docket Number (Optional) (Z) 01049 P US	Application Number 10/696,674
	Applicant(s) Luthardt	
	Filing Date 10/27/2003	Group Art Unit 2872

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,305,141A	04//19/1994	Hotta	359	417	

U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		DE 1 042 265	24/03/1956	Germany	26625	42H	✓	
		DE 23 07 507	15/02/1973	Germany	G02B	23/18		✓

OTHER DOCUMENTS		(Including Author, Title, Date, Pertinent Pages, Etc.)
		Certified Priority Document 101 53 167.2
		Certified Priority Document 101 21 075.2

EXAMINER	DATE CONSIDERED
<p>EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	